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November 28, 2000

Hand Delivered

The Honorable Benson Everett Legg  
United States District Judge  
United States District Court  
Baltimore, Maryland

Re: Barnes v. Rite Aid Corporation  
Civil Actin No.: L 00 CV 3035

Dear Judge Legg:

Please accept this letter as Defendant Rite Corporation's position regarding the limitation on deposition hours. In our experience, the deposition of Plaintiff can often consume up to five hours, which leaves only five hours to depose the remainder of the witnesses that Plaintiff alleges to have familiarity with relevant facts. Without knowing how many witnesses Plaintiff contends are have knowledge of any relevant facts, it is difficult for Defendant to accept that it can properly defend this case with only ten deposition hours. Typically, employment cases involve a significant number of witnesses or potential witnesses, including eye witnesses of any alleged harassment, people to whom Plaintiff has spoken concerning the alleged harassment, and witnesses related to damages. Accordingly, I would request that the Court grant it twenty hours of deposition time so that we may properly prepare for the defense of this case. Please be advised that Jim Rothschild, the partner handling this case, has spoken to Plaintiff's counsel, who indicates that he does not need additional deposition hours.

If you have any questions, please do not hesitate to contact me.

Sincerely yours,

Michael J. Carlson

Cc: Morton Edelstein, Esq., counsel for Plaintiff

Approved: Benson E. Legg  
LSD  
11/30/00